



STATE OF DELAWARE

**PUBLIC SERVICE COMMISSION**  
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August 27, 2014

Hamed Babai, PhD  
Chief Executive Officer  
Power Kiosk, LLC  
345 East Ohio Street, Suite 2008  
Chicago, IL 60611

**Re: In The Matter Of The Application Of NRG Kiosk, LLC d/b/a Power Kiosk For A Certificate To Provide Electric Supply Services Within The State Of Delaware (Filed April 30, 2014) - PSC Docket No. 14-145**

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Dear Mr. Babai:

The Delaware Public Service Commission ("Commission") is in receipt of your response to Staff's request for more information in the application (the "Application") of NRG Kiosk, LLC d/b/a Power Kiosk ("Company") for certification to broker electric supply services in Delaware. Additional information is required as stated below. Staff would appreciate a response at your earliest convenience, however we request a response no later than **Wednesday, September 10, 2014**.

Section 2.1.1.1 of the Supplier Rules provides as follows: **Each Applicant shall provide documentation from the Delaware Secretary of State and/or the Delaware Division of Revenue that it is legally authorized and qualified to do business in the State of Delaware.** Provide a Certificate of Good Standing issued by the Delaware Secretary of State.

Section 2.1.1.5.1 of the Supplier Rules provides as follows: **Certified financial statements current within twelve (12) months of the filing. Publicly traded Applicants must file their most recent annual report to shareholders and SEC Form 10-K. Other indicia of financial capability may also be filed.** Staff understands that the Company is a new start up. Please provide any pro-forma financials available.

Section 2.1.1.5.5 of the Supplier Rules provides as follows: **Relevant operational experience of each principal officer responsible for Delaware operations.** The Application states that the Power Kiosk team includes Hamed Babai, Siamak Pour, Jim Wittle, Terry Hinton and Mark Pruitt. Please provide resumes for all of the above. The resumes should include dates and company names along with the descriptions of work experience.

Section 2.1.1.8.3 of the Supplier Rules provides as follows: **2.1.1.8.3 Name, title and telephone number of a regulatory contact person.** The Application lists Jonathan Oppenheimer as the regulatory contact. Staff understands that this information has changed. Please provide the contact information for the correct regulatory contact.

Section 2.1.1.8.5 of the Supplier Rules provides as follows: **Description of the Applicant's experience in the energy market and a brief description of the services it plans to offer in Delaware and the type of customers it plans to serve.** The Application states that the Company intends to "help Industrial and Commercial and federal customers with their energy purchases." However, the response received on July 11, 2014 states that the Company intends to "serve all classes of customers including Industrial, institutional, commercial and residential." Please clarify the type of customers the Company intends to serve in Delaware.

Additionally, a signed, notarized verification of all the information submitted by the Company as part of the Application is required. Please provide the Company's LLC operating agreement showing that Mr. Babai has permission to sign for the Company. If this information is not stated in the operating agreement, please provide written consent signed by all the managing members or written consent which shows that Mr. Babai has the authority to sign on behalf of the Company as the sole management member.

Your response may be submitted electronically through the Commission's electronic filing system, DelaFile (<https://delafile.delaware.gov/>). Should you decided to utilize mail, please provide an original and five copies of the requested information.

Should you have any questions or if I can be of any assistance you may contact me at (302) 736-7521 or by email at [malika.davis@state.de.us](mailto:malika.davis@state.de.us).

Sincerely,

/s/ Malika Davis

Malika Davis  
Public Utility Analyst

CC: Ms. Alisa Bentley, Commission Secretary  
Ms. Connie McDowell, Sr. Regulatory Policy Administrator  
Ms. Toni Loper, Public Utility Analyst  
Ms. Julie Donoghue, Deputy Attorney General